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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/720,252	04/12/2001	Regine Helibronn	100564-00044	5869

6449 7590 05/06/2003

ROTHWELL, FIGG, ERNST & MANBECK, P.C.  
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WASHINGTON, DC 20005

EXAMINER

LEFFERS JR, GERALD G

ART UNIT	PAPER NUMBER
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1636

DATE MAILED: 05/06/2003

15

Please find below and/or attached an Office communication concerning this application or proceeding.



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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Gerald G. Leffers Jr.

ART UNIT	PAPER
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Commissioner of Patents

## Notice of Non-Responsive Amendment

The communication filed on 2/24/03 is not fully responsive to the Office communication mailed on 11/22/02 as Paper No. 22. The marked-up copy of the claims does not match the amended claims exactly (e.g. claim 12 as amended is directed to only claim 10, whereas the marked-up copy is additionally directed to claim 11). Also, at least one claim comprises changes that are not reflected in any way in the marked-up copy of the claims (e.g. claim 12 is now directed to a process where it was formally directed to a recombinant herpesvirus). Applicants are required to submit a marked-up copy of the claims that matches the changes made in the amended claims.

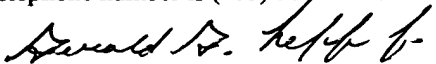
Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to submit an amendment in compliance with 37 CFR 1.121, effective, March 21, 2001, in order to avoid abandonment.

EXTENSIONS OF THIS TIME MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gerald G. Leffers Jr. whose telephone number is (703)-308-6232. The examiner can normally be reached on Monday through Friday, 9:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Remy Yucel can be reached at (703) 305-1998. The fax number for the organization where this application or proceeding is assigned is (703) 305-1998.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to Zeta Adams whose telephone number is (703) 305-3291.

  
Gerald G. Leffers Jr., PhD.  
Examiner, Art Unit 1636